

Exhibit and Witness List

**UNITED STATES DISTRICT COURT**  
**DISTRICT OF OREGON**

Steve Weitman,

Case No. 3:12-cv-00499-MO

Plaintiff

v.

**EXHIBIT AND WITNESS LIST**

Jim Weitman, et al.

Defendant

Date(s) of Hearing/Trial	4/29/14, 4/30/14, and 5/1/14				
Court Reporter(s)	Bonita Shumway				
Deputy Clerk(s)	Dawn Stephens				
Attorney for Plaintiff			Attorney for Defendant		
Linda L. Marshall			Hafez Daraee		

Ptf	Def			Date	WITNESS / EXHIBIT DESCRIPT	Called by
Ex. No.	ID	Ev	Ex. No.	ID	Ev	
				4/29	Steve Weitman	Pla
6	X	R				#6 - Amendment to Operating Agreement
1	X	R				#1 - Operating Agreement
8	X	R				#8 - Weitman Excavation 2006 Partnership Tax Return
10	X	R				#10 - Weitman Excavation 2007 Tax Return
17	X	R				#17 - October 28, 2008 1735 email S Weitman to J Weitman
27	X	R				#27 - April 22, 2009 1423 email Seymour to S Weitman, J Weitman with attachment
25	X	R				#25 - April 22, 2009 1415 email S Weitman to J Weitman
50	X	R				#50 - December 31, 2009 Weitman Excavation Financial Statements

**EXHIBIT AND WITNESS LIST****(Continued)**pg. 2

Case No.						Title		
Ptf			Def			Date	<b>WITNESS / EXHIBIT DESCRIPT</b>	Called by
Ex. No.	ID	Ev	Ex. No.	ID	Ev			
29	X	R					#29 - April 22, 2009 1529 email S Weitman to Seymour	
34	X	R					#34 - April 23, 2009 1337 email S Weitman to Seymour	
33	X	R					#33 - April 23, 2009 1429 email S Weitman to Seymour	
36	X	R					#36 - April 24, 2009 1030 email Seymour to J Weitman	
39	X	R					#39 - April 24, 2009 Minutes of Members' Meeting	
40	X	R					#40 - April 24, 2009 Second Amendment to Operating Agreement	
41	X	R					#41 - April 24, 2009 Purchase Agreement	
139	X	R					#139 - Steve Weitman's unpaid Wages during Employment	
47	X	R					#47 - December 17, 2009 0850 email S Weitman to J Weitman	
49	X	R					#49 - December 31, 2009 Profit and Loss Statement	
56	X	R					#56 - June 8, 2010 email S Weitman to J Weitman requesting meeting re salary	
57	X	R					#57 - July 7, 2010 email S Weitman to J Weitman re compensation	
58	X	R					#58 - July 13, 2010 email S Weitman to J Weitman re wage	
139	X	R					#139 - Steve Weitman's unpaid Wages during Employment	
51	X	R					#51 - Weitman Excavation 2009 Partnership Tax	
52	X	R					#52 - 2009 W-2 for S Weitman	
59	X	R					#59 - August 20, 2010 Cash Payments and Receipts	

**EXHIBIT AND WITNESS LIST****(Continued)**pg. 3

Case No.						Title		
Ptf			Def			Date	<b>WITNESS / EXHIBIT DESCRIPT</b>	Called by
Ex. No.	ID	Ev	Ex. No.	ID	Ev			
140	X	R					#140 - Steve Weitmans's unpaid Wages after Termination	
							139	
93	X	R					#93 - Partner's guarantee payments	
							51.1	
104	X	R					#104 - November 17, 2010 CCB License for Weitman Inc.	
62	X	R					#62 - September 1, 2010 List of Jobs	
113	X	R					#113 - December 13, 2010 "Dear Client" resume	
148	X	R					#148 - 2011 S Weitman's Federal Tax Return	
149	X	R					#149 - 2012 S Weitman's Federal Tax Return	
150	X	R					#150 - 2013 S Weitman's Federal Tax Return	
					4/30	<b>Steve Weitman</b> , continued	Def	
138	X	R					#138 - Worksheet of 2009 to 2013 profit unpaid to S Weitman	
							51	
							50	
							51	
94	X	R					#94 - 2009 S Weitman Federal Tax Return	
54	X	R					#54 - January 12, 2010 email J Weitman to S Weitman re access to records	
13	X	R					#13 - February 25, 2008 0642 email s Weitman to J Weitman	
48	X	R					#48 - December 23, 2009 0940 email Seymour to J	
24	X	R					#24 - March 11 2009 1520 email S Weitman to J Weitman	
							25	

**EXHIBIT AND WITNESS LIST****(Continued)**pg. 4

Case No.						Title		
Ptf			Def			Date	<b>WITNESS / EXHIBIT DESCRIPT</b>	Called by
Ex. No.	ID	Ev	Ex. No.	ID	Ev			
						29		
						34		
						1		
						104		
			527	X	R	#527 - Rescom Work Experience #1		
			529	X	R	#529 - Timberline Electrical Contractors Invoice #2253 2/21/2011 Bill To: Weitman Excavation		
72	X	R				#72 - February 17, 2011 email S Weitman to J Weitman re Rescom		
120	X	R				#120 - January 17, 2011 Request for Bid – VA Hospital parking structure		
			523	X	R	#523 - Steve Weitman's Email Request for Pay Increase 7-13-10		
						1		
137	X	R				#137 - October 31, 2011 email J Weitman to Justin Phillips re Heavy Bid install		
					4/30	<b>Jim Weitman's Deposition</b> read by Charles Marshall		
					4/30	<b>Shane Glasgow</b>	Pla	
107	X	R				#107 - Rescom Construction webpage		
						107		Def
					4/30	<b>Jeffrey Seymour</b>		Def
						41		
						36		
						36	Pla	
						41		
					4/30	<b>Tyler Young</b>		Def

**EXHIBIT AND WITNESS LIST****(Continued)**pg. 5

Case No.						Title		
Ptf			Def			Date	<b>WITNESS / EXHIBIT DESCRIPT</b>	<b>Called by</b>
Ex. No.	ID	Ev	Ex. No.	ID	Ev			
							50	
							51	
8	X	R					#8 - Weitman Excavation 2006 Partnership Tax Return	Pla
							1	
							10	
20	X	R					#20 - Weitman Excavation 2008 Partneship Tax Return	
							51	
							148	
							150	
							149	
						5/1	<b>James G. Weitman</b>	Def
							10	
							20	
							51	
		518	X	R			#518 - Weitman Excavation Cash Acct. 2010	
		517	X	R			#517 - Weitman Excavation Cash Acct. 2009	